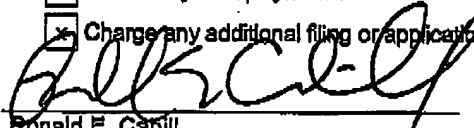
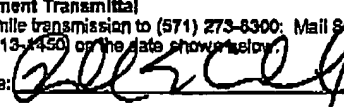


AMENDMENT TRANSMITTAL LETTER				Docket No. 101896-232	
Application No. 10/828,508		Filing Date April 20, 2004		Examiner Michael J. Araj	
				Art Unit 3733	
Applicant(s): Frank Scott Bono et al.					
Invention: LOCKING CAP ASSEMBLY FOR SPINAL FIXATION INSTRUMENTATION					
TO THE COMMISSIONER FOR PATENTS					
X Transmitted herewith is an Amendment in Response to Non-Final Office Action, and Terminal Disclaimer					
X The fee has been calculated and is transmitted as shown below.					
CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	68	- 71 =	0	x 50.00	0.00
Independent Claims	5	- 5 =	0	x 200.00	0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify): Terminal Disclaimer					130.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					130.00
<input checked="" type="checkbox"/> Large Entity <input type="checkbox"/> Small Entity					
<input type="checkbox"/> No fee is required for this amendment.					
<input checked="" type="checkbox"/> Please charge Deposit Account No. <u>141449</u> in the amount of \$ <u>130.00</u> . A duplicate copy of this sheet is enclosed.					
<input type="checkbox"/> A check in the amount of \$ _____ to cover the filing fee is enclosed.					
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.					
<input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <u>141449</u> as described below. A duplicate copy of this sheet is enclosed.					
<input checked="" type="checkbox"/> Credit any overpayment.					
<input checked="" type="checkbox"/> Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.					
 Ronald E. Cahill Attorney Reg. No.: 38,403				Dated: <u>February 16, 2006</u>	
NUTTER MCLENNEN & FISH LLP World Trade Center West 155 Seaport Boulevard Boston, Massachusetts 02210-2604					
Amendment Transmittal					
I hereby certify that this correspondence is being sent via facsimile transmission to (571) 273-6300: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.					
Dated: February 16, 2006			Signature:  (Ronald E. Cahill)		

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FEB 16 2006

DATE: February 16, 2006**PTO IDENTIFIER:** Application Number 10/828,508 - Conf. No. 4285**Inventor:** Frank Scott Bono et al.**MESSAGE TO:** US Patent and Trademark Office, Mail Stop Amendment**FAX NUMBER:** (571) 273-8300**FROM:** NUTTER MCCLENNEN & FISH LLP

Ronald E. Cahill

PHONE: (617) 439-2000**Attorney Dkt. #:** 101896-232**PAGES (Including Cover Sheet):** 35**CONTENTS:**

Amendment Transmittal Letter (1 page)
Amendment in Response to Non-Final Office Action (26 pages)
Terminal Disclaimer w/ attached assignment papers (7 pages)

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